IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital: the 21th day of September, 2006
Crl. Bail Application No. 857 of 2006

Order on the Bail Application:
CRIMINAL SIDE

Navin Singh Bisht S/o Pan Singh Bisht
R/o Village Avaltani, Patti Mangoli,
P.S. Tallital, Distt. Nainital. .....Applicant

Versus

State of Uttaranchal

.....Opposite Party

Arising out of Crime No. 01 of 2006
Under Section: 304-B of I.P.C. and Section ¾ Dowry Prohibition Act.
Police Station: Tallital
District: Nainital

Hon'ble Prafulla C. Pant, J.

Heard Mr. J.S. Virk, learned counsel for the applicant and Mr. Amit Bhatt, learned A.G.A. for the State.

Application Navin Singh Bisht, who is in jail in connection with crime No. 01 of 2006, relating to offences punishable under Section 304-B of I.P.C. and the offence punishable under Section ¾ of the Dowry Prohibition Act, 1961, P.S. Tallital, District Nainital, has sought his release on bail.

The First Information Report is delayed by ten days. There is not a single word about demand of dowry in the report. The father-in-law of the deceased informed the police about death of his daughter-in-law. Parents of the deceased were also informed in time. It appears that no one was at home when Smt. Deepa died in her matrimonial home. Cause of death, as mentioned in the postmortem examination report, is asphyxia due to hanging.

Considering the above facts, in the opinion of this Court, the applicant deserves bail.

Let the applicant be released on bail on his executing a personal bond and furnishing two sureties each of the like amount to the satisfaction of the Chief Judicial Magistrate, Nainital.

(Prafulla, C. Pant, J.)

Dt. 21.09.2006
H.Negi